

Dkt. 0575/57005-A-PCT-US/JPW/AJM/APE

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Robert J. Winchester, et al.  
U.S. Serial No. : 09/773,876  
Filed : January 31, 2001  
For : USE OF INHIBITORS OF THE ACTIVATION OF  
CXCR4 RECEPTOR BY SDF-1 IN TREATING  
RHEUMATOID ARTHRITIS

1185 Avenue of the Americas  
New York, New York 10036  
October 10, 2001

Honorable Commissioner of Patents and Trademarks  
**Box Missing Parts**  
Washington, D.C. 20231

Sir:

**COMMUNICATION IN RESPONSE TO  
MARCH 12, 2001 NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION UNDER 37 C.F.R.  
§1.53(b) AND PETITION FOR A FIVE-MONTH EXTENSION OF TIME**

This Communication is submitted in response to the March 12, 2001 Notice to File Missing Parts of Nonprovisional Application Under 37 C.F.R. §1.53(b) issued in connection with the above-identified patent application. A copy of the March 12, 2001 Notice is attached hereto as **Exhibit A**. A response to the March 12, 2001 Notice was originally due May 12, 2001. Applicants hereby request a five-month extension of time. The fee for a five-month extension of time is NINE HUNDRED FORTY-FIVE DOLLARS (\$945.00) for a small entity, and a check for this amount is enclosed herewith. Therefore, a response to the May 12, 2001 Office Action is now due October 12, 2001. Accordingly, this Communication is being timely filed.

The March 12, 2001 Notice stated that the application does not comply with 37 C.F.R. 1.53(b) because the oath or declaration is unsigned and to avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 C.F.R. §1.116(e) of

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\$65.00 for small entity in compliance with 37 C.F.R. §1.27, must be submitted with the missing items identified in the March 12, 2001 Notice.

Applicants hereby submit an executed Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(d) and in compliance with 37 C.F.R. §1.63 (attached hereto as **Exhibit B**). The Declaration refers to the application's above-identified serial number and filing date. A check for a total amount of \$65.00 is enclosed herewith to cover the surcharge for filing a Declaration and Power of Attorney.

No fee, other than the enclosed \$65.00 surcharge fee and the enclosed \$945.00 fee for a five-month extension of time, is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.


Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

 10/10/01  
Alan J. Morrison Date  
Reg. No. 37,399